

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
Civil Action No. 3:13-cv-703-GCM**

**FMW/MJH AT 2604 HILLSBOROUGH
LLC,**

Plaintiff,

v.

**WSA CONSTRUCTION, LLC; ALL
SEASONS CLEANING SERVICE, INC.;
AMERICAN CONCRETE PUMPING,
INC.; ASSOCIATED FIRE PROTECTION,
INC.; BOYCO CORP. LLC; CAPITOL
RECYCLING, LLC; ENGLER, MEIER &
JUSTUS, INC. D/B/A CIRCLE SUPPLY
OF RALEIGH; CREGGER COMPANY,
INC.; E T SALES, INC. D/B/A CAROLINA
COUNTERS; EAGLE MAILBOX SALES,
INC.; ELITE FLOORING & DESIGN,
INC.; FATHER AND SON PAINTING
CUSTOM PAINTING; FRANCO
MASONRY CONCRETE, INC.; GERDAU
AMERISTEEL US INC.; JRF
MECHANICAL, INC.; MAZZ WELDING
& FABRICATION, INC.; ORLANDO
CABALLERO D/B/A OC DRYWALL &
STUCCO; PINNACLE FIRE SYSTEMS,
INC.; RALEIGH WATERPROOFING,
INC.; SCHINDLER ELEVATOR
CORPORATION; SUNBELT RENTALS,
INC.; SUPERIOR WATERPROOFING,
INC.; TALBERT BUILDING SUPPLY,
INC.; TRIANGLE NORTH EXTERIORS, INC.;
AND ZOCAM PLUMBING, INC.,**

Defendants.

**ORDER FOR DISMISSAL AS TO
DEFENDANT ORLANDO CABALLERO
D/B/A OC DRYWALL & STUCCO**

HAVING CONSIDERED the Consent Motion for Dismissal as to Defendant Orlando Caballero d/b/a OC Drywall & Stucco (“OC”) and the Motion for Dismissal of Plaintiff as to its remaining claims (other than as to OC),

IT IS ORDERED, ADJUDGED, AND DECREED that the claims and demands of Plaintiff FMW/MJH at 2604 Hillsborough LLC (“FMW/MJH”) against OC, and the claims and demands of OC against FMW/MJH and WSA Construction, LLC be, and the same hereby are, **DISMISSED**, with prejudice, each party to bear its own costs and expenses.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that any remaining claims of FMW/MJH are dismissed without prejudice.

Signed: October 12, 2017

A handwritten signature in cursive script, reading "Graham C. Mullen", written over a horizontal line.

Graham C. Mullen
United States District Judge



